

MINUTES OF SPECIAL MEETING/EXECUTIVE SESSION

To Discuss Matters as Allowed by Idaho Code, Section 74-206 (1) (b) To Consider the Evaluation, Dismissal or Disciplining of, or to Hear Complaints or Charges Brought Against a Public School Student
(With Option to Take any Action Pertinent to Student Discipline in Open Session)

Pocatello/Chubbuck School District No. 25

County of Bannock – State of Idaho

Superintendent's Office at the Education Service Center

Wednesday, November 18, 2015

4:30 p.m.

BOARD/SUPERINTENDENT PRESENT:

Janie Gebhardt, Chair, Board of Trustees
Jackie Cranor, Vice Chair, Board of Trustees
Paul Vitale, Clerk, Board of Trustees
Dave Mattson, Assistant Treasurer
Jacob Gertsch, Member, Board of Trustees (Excused)
Douglas Howell, Interim Superintendent

Call to Order/Executive Session – Student Discipline:

Chair Gebhardt called the meeting to order at 4:30 p.m. A motion was made by Mr. Vitale and seconded by Mr. Mattson to adjourn to Executive Session. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Mr. Vitale, aye; Ms. Cranor, aye; Ms. Gebhardt, aye. The Board adjourned to Executive Session at 4:30 p.m.

Purpose: To discuss student discipline.

The Board proceeded to discuss student discipline as provided in Idaho Code, Section 74-206 (1) (b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against a public school student;

OTHERS PRESENT:

Student Docket No. 16-07

Student Docket No. 16-07 Grandmother
Kent Hobbs, Director of Student Support Services
Orlando Cardenas, SRO, Pocatello Police Department
Rena Johnson, Board Secretary
Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 5:49 p.m. A motion was made by Mr. Mattson and seconded by Ms. Cranor that the Board expel **Student Docket No. 16-07** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the second trimester of the 2015-2016 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 16-07** has:

1. Engaged in conduct which the Board believes demonstrates the student violated state and federal law with regard to the possession of a weapon on school property.
2. Engaged in conduct which the Board believes demonstrates a violation of District Policy 8253 regarding the prohibition of weapons.
3. Engaged in conduct which the Board believes demonstrates a violation of the District's discipline policies.
4. Engaged in conduct which the Board believes demonstrates that the student's presence at school is detrimental to the health and safety of other pupils.

However, pursuant to the statutory discretion provided to the Board relating to the discipline of students and with consideration of the input of the District's administration, this expulsion shall be held in abeyance and not put into place, contingent on **Student Docket No. 16-07** meeting the following conditions:

1. The student shall be assigned to Homebound, or if eligible the school will work with YDC for the provision of his education for the remainder of the current trimester.

- a. During this period of Homebound and/or YDC, the student may be eligible to participate with the Century High School Basketball team as a player or in any other capacity, as permitted by IHSAA, and the school's administration.
 - b. At the commencement of the third trimester the student can be eligible to return to New Horizon High School.
2. Attendance at any District school shall be pursuant to a strict Behavioral and Academic Contract for the remainder of the school year. Such Contract shall be developed during a meeting between the school's administration, the student and the legal guardian of the student with the administration having discretion as to the final terms of the Contract. However, the Board requires that such Contract include at minimum the following:
- a. Random searches
 - b. Grade expectations
 - c. A requirement that upon arrival at school each day, the student shall report to the school's office to assure that the student is not in possession of any inappropriate or prohibited item
 - d. As part of the conference held to develop the student's Behavioral and Academic Contract, discussion will take place regarding the development of a safety plan, if needed, a plan to aid the student toward a goal of graduating high school including credit recovery opportunities, the student's opportunities in PTE, the possibility of participating in athletic or extracurricular activities and a discussion as to what assistance may be appropriate.
3. The Board requests that the legal guardian of the student review the items the student is bringing to school each day to assure that there are no inappropriate or prohibited items coming to school.
 4. The student shall be assigned to a school counselor and shall be responsible to meet with and check in with the counselor on a regular basis, as well as in any situation where the student has an issue with another student or an issue with anger management.
 5. If the student is receiving any mental health or counseling services and/or is under the purview of the juvenile justice/probation department, paperwork shall be entered into to allow for the exchange of this information only to the extent that such impacts upon the student's education.

Should **Student Docket No. 16-07** engage in any other infraction of District or School Discipline Policies, or fail to fulfill the reasonable terms and conditions established by the Board for continued enrollment, the student shall be brought back before the Board of Trustees for consideration of implementation of the expulsion held in abeyance or as separately determined. The voting was unanimous in the affirmative. The Board recessed 5:58 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Mr. Vitale and seconded by Mr. Mattson to reconvene to Executive Session at 5:57 p.m. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Mr. Vitale, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 16-09

Student Docket No. 16-09 Mother

Student Docket No. 16-09 Cousin

Kent Hobbs, Director of Student Support Services

Brandon Vaughan, Principal, Alameda Middle School

Orlando Cardenas, SRO, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 6:32 p.m. A motion was made by Ms. Cranor and seconded by Mr. Vitale that the Board expel **Student Docket No. 16-09** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the second trimester of the 2015-2016 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 16-09** has:

1. Engaged in conduct which the Board believes demonstrates the student violated state and federal law with regard to the possession of a weapon on school property.
2. Engaged in conduct which the Board believes demonstrates a violation of District Policy 8253 regarding the prohibition of weapons.
3. Engaged in conduct which the Board believes demonstrates a violation of the District's discipline policies.
4. Engaged in conduct which the Board believes demonstrates that the student's presence at school is detrimental to the health and safety of other pupils.

However, pursuant to the statutory discretion provided to the Board relating to the discipline of students and with consideration of the input of the District's administration, this expulsion shall be held in abeyance and not put into place contingent upon **Student Docket No. 16-09** meeting the following conditions:

1. The student shall return to Alameda Middle School for education.
2. The student shall be placed on a strict Behavioral and Academic Contract for the remainder of the school year. The Board requires that such Contract include at minimum the following:
 - a. Random searches
 - b. Grade expectations.
 - c. A requirement that upon arrival at school each day, the student shall report to the school's office to assure that the student is not in possession of any inappropriate or prohibited item.
3. The Board requests that the parent of the student review the items the student is bringing to school each day to assure that there is no inappropriate or prohibited items coming to school.
4. The student shall be assigned to a school counselor and shall be responsible to meet with, and check in with the counselor on a regular basis.
5. If the student is receiving any mental health or counseling services and/or is under the purview of the juvenile justice/probation department, paperwork shall be entered into to allow for the exchange of this information only to the extent that such impacts upon the student's education.

Should **Student Docket No. 16-09** engage in any other infraction of District or School Discipline Policies, or fail to fulfill the reasonable terms and conditions established by the Board for continued enrollment, the student shall be brought back before the Board of Trustees for consideration of implementation of the expulsion held in abeyance or as separately determined. The voting was unanimous in the affirmative. The Board recessed at 6:36 p.m.

Return to Executive Session – Student Discipline:

Following the recess, a motion was made by Ms. Cranor and seconded by Mr. Vitale to reconvene to Executive Session at 6:41 p.m. The roll call vote was unanimous in the affirmative: Mr. Mattson, aye; Mr. Vitale, aye; Ms. Cranor, aye; Ms. Gebhardt, aye.

OTHERS PRESENT:

Student Docket No. 16-08

Student Docket No. 16-08 Father

Kent Hobbs, Director of Student Support Services

Tonya Wilkes, Principal, Irving Middle School

Orlando Cardenas, SRO, Pocatello Police Department

Renae Johnson, Board Secretary

Amy White, Legal Counsel (by phone)

Return to Open Session:

The Board returned to Open Session at 7:17 p.m. A motion was made by Mr. Vitale and seconded by Mr. Mattson that the Board expel **Student Docket No. 16-08** from attendance at the Pocatello/Chubbuck School District No. 25 from today's date through the end of the second trimester of the 2015-2016 school year.

Such motion is based upon the judgment of the Board of Trustees that **Student Docket No. 16-08** has:

1. Engaged in conduct which the Board believes demonstrates a violation of the District's discipline policies.
2. Engaged in conduct, which in the judgment of the Board, is continuously disruptive of school discipline and the instructional effectiveness of the school.
3. Engaged in conduct, which in the judgment of the Board, demonstrates that the student is incorrigible.

4. Engaged in conduct which the Board believes demonstrates that the student's presence at school is detrimental to the health and safety of other pupils.

However, pursuant to the statutory discretion provided to the Board relating to the discipline of students and with consideration of the input of the District's administration, this expulsion shall be held in abeyance and not put into effect contingent upon **Student Docket No. 16-08** meeting the following conditions:

1. The student shall be assigned to Crossroads for a period of no less than two weeks and no greater than four weeks, at the discretion of the Principal and based upon the conduct of the student. Upon the completion of this time, an Administrative Placement Hearing shall be held with the administration and the parent of the student as to the location of continued placement for the student.
2. The student shall be placed on a strict Behavioral and Academic Contract for the remainder of the school year. The Board requires that such Contract include at minimum the following:
 - a. Grade expectations.
 - b. A component of community service of ten (10) hours, with documentation of completion to be provided to the school's administration on or before December 18, 2015.
 - c. A requirement that upon arrival at school each day, the student shall report to the school's office to assure that the student is not in possession of any inappropriate or prohibited item.
3. The student shall be assigned to a school counselor and shall be responsible to meet with and check in with the counselor on a regular basis.
4. If the student is receiving any mental health or counseling services and/or is under the purview of the juvenile justice/probation department, paperwork shall be entered into to allow for the exchange of this information only to the extent that such impacts upon the student's education.

Should **Student Docket No. 16-08** engage in any other infraction of District or School Discipline Policies, or fail to fulfill the reasonable terms and conditions established by the Board for continued enrollment, the student shall be brought back before the Board of Trustees for consideration of implementation of the expulsion held in abeyance or as separately determined. The voting was unanimous in the affirmative.

Adjourn:

A motion was made by Ms. Cranor and seconded by Mr. Vitale to adjourn. The voting was unanimous in the affirmative. The Board adjourned at 7:21 p.m.

APPROVED ON:

15 December 2015
By:

Jenise Gehhardt
Chair

MINUTES PREPARED BY:

[Signature]
Secretary, Board of Trustees

ATTESTED BY:

[Signature]
Clerk